

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 22ND AUGUST 2007 / 31ST SRAVANA 1929

CCC.No. 374 of 2002(S)

AGAINST THE ORDER IN CMP.NO.9780/2002 DATED 20/02/2002

PETITIONER/PETITIONER:

**SURESH KUMAR C., AGED 35 YEARS,
S/O. CHANDRASEKHARAN NAIR, SEKHAR VILLA, PARAYIL,
EDAVA P.O., THIRUVANANTHAPURAM.**

BY ADV. SRI.K.K.JOHN.

RESPONDENTS/RESPONDENTS 1 & 2:

**1. R.BABU, AGED ABOUT 43 YEARS,
S/O. RAGHAVAN PILLAI, BABU NIVAS, KOTTAPPURATHU
CHERI, KOTTAPPURAM VILLAGE, KOLLAM.**

**2. MR.VIJAYAKUMAR, AGE NOT KNOWN,
FATHER'S NAME NOT KNOWN, SECRETARY, PARAVOOR
MUNICIPALITY, MUNICIPAL OFFICE, PARAVOOR,
KOLLAM DISTRICT.**

**BY ADV. SRI.S.VIJAYAKUMAR FOR R2,
SRI.K.RAMAKUMAR FOR R1.**

**THIS CONTEMPT OF COURT CASE HAVING BEEN FINALLY HEARD
ON 22/08/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

KURIAN JOSEPH, J.

C.C.C. NO. 374 OF 2002

Dated this the 22nd day of August, 2007.

J U D G M E N T

The grievance is on the violation of the interim order passed by this Court in C.M.P. No. 9780/2002 in O.P. No. 5580/2002.

2. In view of the counter affidavit regarding the lack of knowledge of the order, it cannot be said that there is contumacious conduct on the part of the respondent.

Therefore, without prejudice to the liberty to the petitioner to seek appropriate reliefs regarding the construction already made at the time of disposal of the writ petition, this CCC is closed.

KURIAN JOSEPH, JUDGE.

smp